Supp Code
by 76-4

ORDINANCE NO. 5

Series, 1962

AN ORDINANCE PROVIDING FOR CURFEW HOURS FOR MINORS; PROVIDING FOR PARENTS' AND/OR GUARDIANS' RESPONSIBILITY; REPEALING ALL PREVIOUSLY ENACTED ORDINANCES IN CONFLICT HEREWITH; AND PROVIDING PENALTIES FOR THE VIOLATION OF THIS ORDINANCE.

The People of the City of Elgin do ordain as follows:

Section 1: It shall be unlawful for any person under the age of eighteen years to be upon, loiter upon, wander over, or stroll along the streets, alleys, avenues, public parks or highways within the City of Elgin, after the hour of 10:00 P. M., unless such person shall be accompanied by his parent, or guardian, or other adult person.

Section 2. It shall be unlawful for any person between the ages of eighteen years and twenty-one years to be upon, loiter about, wander over or stroll along the streets, alleys, avenues, public parks or highways of the City of Elgin, Oregon, after the hour of 12:00 P. M., unless such person shall be accompanied by his parent, guardian or other adult person.

Section 3. It shall be unlawful for any parent or guardian, or other adult person having the care and custody of any person under the age of eighteen years, to allow or permit such person to go upon, loiter about, wander over, or stroll along any street, alley, avenue, public park or highway, or other public place within the City of Elgin, Oregon, after the hour of 10:00 P. M., except as provided in Section 1. above.

Section 4. It shall be unlawful for any parent or guardian, or other adult person having the care and custody of any person between the age of eighteen and twenty-one years to allow or permit such person to go upon, loiter about, wander over or stroll along any street, alley, avenue, public park or highway, or other public place within the City of Elgin, Oregon, after the hour of 12:00 P. M., except as provided in Section 2. above.

Section 5. Any police officer of the City of Elgin, Oregon, is hereby authorized and empowered, by virtue of his office, to take charge of any minor, who is found violating the provisions of this ordinance, and upon the first violation thereof, to take such minor to his home and to notify the parent, guardian, or other adult person having the care and custody of such minor, of such violation and the penalty for violating the same.

Section 6. Upon the second violation of this ordinance by a minor, such minor shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than One Hundred Dollars ($100.00), or by imprisonment in the City Jail for a period of not more than thirty (30) days, or both, within the discretion of the Municipal Court.

Section 7. Upon a finding by the Municipal Court that any minor was found to be violating this ordinance by a police officer of the City of Elgin, Oregon, and was taken to his home and that his parent, guardian or other adult person in the care and control of such minor was notified of the minor's violation, and thereafter that said minor has the second time violated this ordinance, said parent, guardian or other adult person having the care and custody of such minor, shall be deemed to be guilty of a misdemeanor and shall be punished by a fine or not more than Three Hundred Dollars ($300.00), or by imprisonment in the City Jail for a term of not more than sixty (60) days, or both, within the discretion of the Municipal Court.

Section 8. That inasmuch as the ordinances of the City of Elgin, Oregon, are incomplete and fail to competently regulate and prescribe punishment for the violation of curfew hours, and that the curfew hours heretofore prescribed by ordinance are inadequate, and that certain minors within the City of Elgin, Oregon, have been causing difficulties, it is therefore necessary for the preservation of the peace and welfare of the City that this ordinance take effect immediately and that an emergency be declared to exist and that this ordinance therefore be in full force and effect immediately upon its passage and approval by the Mayor.

PASSED this 9th day of October, 1962.

APPROVED this 9th day of October, 1962.

Myron F. Chandler
Mayor

ATTESTED and filed this
9th day of October, 1962.

Ethel D. Hunt
City Recorder